

# **EXHIBIT E**

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

FAIR ISAAC CORPORATION,

Court File No. 16-cv-1054 (WMW/DTS)

Plaintiff,

v.

**DEFENDANTS'  
EIGHTH SUPPLEMENTAL  
ANSWER TO PLAINTIFF'S  
INTERROGATORY NO. 17**

FEDERAL INSURANCE COMPANY,  
an Indiana corporation, and ACE  
AMERICAN INSURANCE COMPANY, a  
Pennsylvania corporation,

Defendants.

To: Plaintiff and its attorneys, Allen Hinderaker, Heather Kliebenstein, Michael A. Erbele, and Joseph W. Dubis, Merchant & Gould P.C., 3200 IDS Center, 80 South Eighth Street, Minneapolis, MN 55402.

Defendants Federal Insurance Company and ACE American Insurance Company ("Federal"), for their Eighth Supplemental Answer to Plaintiff's Interrogatory No. 17, state and allege as follows:

**GENERAL RESPONSES**

1. Federal objects to the Definitions and Instructions to the extent that they seek to impose obligations on Federal that either exceed, or are different from, what is required under the Federal Rules of Civil Procedure, District of Minnesota Local Rules, and the Stipulated E-Discovery Order.

2. Federal objects to the requests to the extent that they seek information protected from discovery under the attorney-client privilege or work product doctrine.

3. Federal's responses and objections are made to the best of Federal's present knowledge, information, and belief. Federal's responses and objections are limited to information within its possession, custody, or control. Federal reserves the right to amend, supplement, or

change any responses and objections if and when additional, different, or more accurate information becomes available and/or facts are developed.

4. Federal gives these Responses subject to all objections to admissibility that may be interposed in this proceeding.

**EIGHTH SUPPLEMENTAL ANSWER TO INTERROGATORY NO. 17**

**INTERROGATORY NO. 17:** For all insurance policies in connection with which the Blaze Advisor software was used, the gross written premium of Defendants and the gross written premium of each related company, including the specific identification of each related company, for each quarter from March 30, 2016 to date. For clarity, this Interrogatory is not seeking investment income, other income, or capital and surplus accounts.

**SUPPLEMENTAL ANSWER:** Federal objects to the request for “all” insurance policies as overbroad, unduly burdensome, and not proportional to the needs of this case. Federal also objects to this Interrogatory as compound and impermissibly constituting multiple interrogatories, which are limited in number under the Federal Rules. Federal also objects to this Interrogatory as vague and ambiguous in failing to identify the relevant “use” and calling for insurance policies “in connection with.” Federal further objects to this Interrogatory because “the gross written premium” of Defendants and the “gross written premium of each related company” are not relevant to any claim or defense in this action, including because FICO has not presented any evidence of a non-speculative connection between Federal’s profits and the alleged infringement, as is necessary for FICO to obtain an award of the defendants’ profits under 17 U.S.C. § 504(b). (*See, e.g.*, Dkt. 380 at 6-8; Dkt. 445 at 28-34; Dkt. 567 at 5-7.) Federal further objects to the extent the Interrogatory seeks information not in the possession, custody, or control of Federal, and thus exceeds the scope of discovery under Federal Rule 26(b)(1).

Subject to, and without waiving these objections, Federal states the following:

- For the Financial Lines Unit (post-merger) for the years identified below, the following applications used Blaze Advisor® software: CSI Express, Decision Point, Automated Renewal Process, Profitability Indicator, and Defined Book Run. The approximate gross

written premiums, policy counts, and identification of the insurance writing companies that issued insurance policies that used these applications, in connection with which the Blaze Advisor software was used, is provided in the charts below for the years requested.

- **For Decision Point (DP):**

| <b>Year / Writing Company</b> | <b>Gross Written Premium</b> | <b>Policy Count</b> |
|-------------------------------|------------------------------|---------------------|
| <b>2020</b>                   | <b>\$1,631,043.00</b>        | <b>582</b>          |
| CICNJ                         | \$61,931.00                  | 18                  |
| ERII                          | \$4,555.00                   | 1                   |
| FIC-D                         | \$1,564,557.00               | 563                 |
| <b>2019</b>                   | <b>\$5,870,061.48</b>        | <b>2082</b>         |
| CICNJ                         | \$357,809.00                 | 85                  |
| ERII                          | \$23,067                     | 3                   |
| FIC-D                         | \$5,489,185.48               | 1994                |
| <b>2018</b>                   | <b>\$4,814,337.77</b>        | <b>1697.00</b>      |
| CICNJ                         | \$236,749.00                 | 71.00               |
| ERII                          | \$34,899.00                  | 5.00                |
| FIC-D                         | \$4,542,689.77               | 1621.00             |
| <b>2017</b>                   | <b>\$4,319,855.92</b>        | <b>1447.00</b>      |
| CICNJ                         | \$319,436.68                 | 82.00               |
| ERII                          | \$34,636.00                  | 3.00                |
| FIC-D                         | \$3,965,783.24               | 1362.00             |
| <b>2016</b>                   | <b>\$3,547,608.80</b>        | <b>1162.00</b>      |
| CICNJ                         | \$182,249.80                 | 43.00               |
| ERII                          | \$5,465.00                   | 1.00                |
| FIC-D                         | \$3,359,894.00               | 1118.00             |

- The Blaze Advisor component was removed from the version of Decision Point used by the Financial Lines Unit on or about April 10, 2020.
- **For CSI eXPRESS (CSIX), Automated Renewal Process (ARP), Profitability Indicator (PI), and Defined Book Run (DBR):**

| <b>Year / Writing Company</b>       | <b>Gross Written Premium</b> | <b>Policy Count</b> |
|-------------------------------------|------------------------------|---------------------|
| <b>2016</b>                         | <b>\$1,526,511,534.36</b>    | <b>90555</b>        |
| <b>CSIX/ARP/PI</b>                  | <b>\$1,444,514,455.23</b>    | <b>82191</b>        |
| CICNJ                               | \$21,543,942.90              | 1893                |
| ERII                                | \$74,655,072.17              | 5326                |
| ERSIC                               | \$31,403,417.00              | 1466                |
| FIC-D                               | \$1,210,424,578.61           | 68552               |
| PACIFICPI                           | \$150,747.00                 | 64                  |
| VIG-D                               | \$7,425,581.00               | 98                  |
| CICC-CN                             | \$98,911,116.55              | 4792                |
| <b>New Business PI excluding DP</b> | <b>\$81,997,079.13</b>       | <b>8364</b>         |
| CICNJ                               | \$2,212,095.00               | 268                 |

| Year / Writing Company              | Gross Written Premium     | Policy Count |
|-------------------------------------|---------------------------|--------------|
| ERII                                | \$492,570.48              | 52           |
| ERSIC                               | \$1,026,440.46            | 72           |
| FIC-D                               | \$75,579,124.19           | 7694         |
| PACIFICPI                           | \$206,637.00              | 34           |
| CICC-CN                             | \$2,480,212.00            | 244          |
| <b>2017</b>                         | <b>\$1,462,910,856.49</b> | <b>91631</b> |
| <b>CSIX/ARP/PI</b>                  | <b>\$1,351,871,992.43</b> | <b>82188</b> |
| CICNJ                               | \$20,940,256.13           | 1999         |
| ERII                                | \$62,459,326.84           | 4808         |
| ERSIC                               | \$28,856,329.46           | 1389         |
| FIC-D                               | \$1,132,709,567.53        | 69042        |
| PACIFICPI                           | \$331,853.03              | 86           |
| VIG-D                               | \$6,697,327.00            | 71           |
| CICC-CN                             | \$99,877,332.44           | 4793         |
| <b>New Business PI excluding DP</b> | <b>\$111,038,864.06</b>   | <b>9443</b>  |
| CICNJ                               | \$2,916,920.00            | 250          |
| ERII                                | \$441,480.80              | 23           |
| ERSIC                               | \$1,256,712.58            | 93           |
| FIC-D                               | \$101,305,050.77          | 8483         |
| PACIFICPI                           | \$262,033.00              | 44           |
| VIG-D                               | \$3,346.00                | 1            |
| CICC-CN                             | \$4,853,320.91            | 549          |
| <b>2018</b>                         | <b>\$1,406,041,567.67</b> | <b>93653</b> |
| <b>CSIX/ARP/PI</b>                  | <b>\$1,268,911,770.98</b> | <b>82523</b> |
| CCIC                                | \$3,309,818.00            | 195          |
| CICNJ                               | \$22,833,376.00           | 2098         |
| ERII                                | \$49,158,127.00           | 4254         |
| ERSIC                               | \$11,370,649.00           | 797          |
| FIC-D                               | \$1,084,053,466.78        | 70090        |
| PACIFICPI                           | \$384,509.00              | 55           |
| VIG-D                               | \$5,071,070.00            | 53           |
| CICC-CN                             | \$92,730,755.20           | 4981         |
| <b>New Business PI excluding DP</b> | <b>\$137,129,796.69</b>   | <b>11130</b> |
| CCIC                                | \$1,210,985.00            | 46           |
| CICNJ                               | \$3,180,349.00            | 376          |
| ERII                                | \$10,429.00               | 4            |
| ERSIC                               | \$1,377,654.00            | 100          |
| FIC-D                               | \$126,368,941.69          | 10050        |
| PACIFICPI                           | \$101,678.00              | 21           |
| CICC-CN                             | \$4,879,760.00            | 533          |
| <b>2019</b>                         | <b>\$1,427,189,814.44</b> | <b>94528</b> |
| <b>CSIX/ARP/PI</b>                  | <b>\$1,283,423,271.03</b> | <b>83501</b> |
| CCIC                                | \$12,910,102.00           | 793          |
| CICNJ                               | \$24,847,861.00           | 2227         |

| Year / Writing Company              | Gross Written Premium   | Policy Count |
|-------------------------------------|-------------------------|--------------|
| ERII                                | \$39,894,505.00         | 3485         |
| FIC-D                               | \$1,110,317,333.03      | 71862        |
| PACIFICPI                           | \$359,714.00            | 56           |
| VIG-D                               | \$3,071,878.00          | 41           |
| CICC-CN                             | \$92,021,878.00         | 5037         |
| <b>New Business PI excluding DP</b> | <b>\$143,766,543.41</b> | <b>11027</b> |
| CCIC                                | \$1,231,538.00          | 103          |
| CICNJ                               | \$3,382,816.29          | 337          |
| ERII                                | \$23,920.00             | 3            |
| FIC-D                               | \$135,056,689.12        | 10158        |
| PACIFICPI                           | \$171,583.00            | 9            |
| VIG-D                               | \$34,866.00             | 3            |
| CICC-CN                             | \$3,865,131.00          | 414          |
| <b>2020</b>                         | <b>\$137,268,314.00</b> | <b>15781</b> |
| <b>CSIX/ARP/PI</b>                  | <b>\$128,756,002.00</b> | <b>15170</b> |
| CCIC                                | \$1,270,989.00          | 105          |
| CICNJ                               | \$2,595,663.00          | 342          |
| ERII                                | \$4,529,483.00          | 575          |
| FIC-D                               | \$114,743,527.00        | 13476        |
| PACIFICPI                           | \$ 47,603.00            | 10           |
| VIG-D                               | \$159,503.00            | 8            |
| CICC-CN                             | \$5,409,234.00          | 654          |
| <b>New Business PI excluding DP</b> | <b>\$8,512,312.00</b>   | <b>611</b>   |
| CCIC                                | \$191,378.00            | 9            |
| CICNJ                               | \$653,482.00            | 29           |
| FIC-D                               | \$7,625,948.00          | 566          |
| CICC-CN                             | \$41,504.00             | 7            |

- CSI eXPRESS, Automated Renewal Process, and Profitability Indicator are combined all together in one chart because creating a separate chart for each application would result in triple-counting of the policy counts and gross written premiums. In other words, policies and premiums that go through one of these applications goes through the other two applications as well. The Blaze Advisor component was removed from the version of CSI eXPRESS, Automated Renewal Process, and Profitability Indicator used by the Financial Lines Unit on or about January 17, 2020.
- Defined Book Run, a process within CSI eXPRESS, is used to generate profitability analyses for informational purposes. The DBR process has been used on policies that do not reside within CSI eXPRESS and are not included in the premium and writing company information above. For these policies outside CSI eXPRESS, the writing company names are not captured, and the premiums actually charged are not required to be and were generally not specified, and therefore, are generally not available.

- For Corporate Business Systems (CBS), which is not a strategic business unit (SBU), the following application uses Blaze Advisor software: Premium Booking. The approximate gross written premiums and policy counts that used these applications, in connection with which the Blaze Advisor software was used, is provided in the charts below for the years requested. Discovery is continuing.

| <b>Year</b> | <b>Gross Written Premium</b> | <b>Policy Count</b> |
|-------------|------------------------------|---------------------|
| 2019        | \$426,769,796.93             | 344,101             |
| 2018        | \$500,850,828.90             | 57,023              |
| 2017        | \$442,839,931.87             | 60,142              |
| 2016        | \$503,432,073.43             | 57,219              |

- The data for Premium Booking is extracted from a mainframe DB2 table that is specifically tracking the policies that passed through the Premium Booking “rules” as constructed in/using the Blaze Advisor tool. This table does not include writing company and that information could not be correlated to the policy count/gross written premium values being provided.
- The Blaze Advisor component was removed from the version of Premium Booking used by Corporate Business Systems on or about April 17, 2020.
- For the Chubb Commercial Insurance (CCI) business unit for the years identified below (post-merger), the following applications use Blaze Advisor software: CUW-IM, TAPS, and IRMA. The approximate gross written premiums, policy counts, and identification of the insurance writing companies that issued insurance policies that used these applications, in connection with which the Blaze Advisor software was used, is provided in the charts below for the years requested. Discovery is continuing.

- For CUW-IM:**<sup>1</sup>

| <b>YEAR</b> | <b>WRITING COMPANY</b>                    | <b>POLICY COUNT</b> | <b>WRITTEN PREMIUM</b> |
|-------------|---|---------------------|------------------------|
| 2016        | CHUBB CUSTOM INSURANCE COMPANY            | 2,139               | \$217,444,131.89       |
|             | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A. | 8                   | \$41,810.83            |
|             | CHUBB EUROPEAN GROUP SE                   | 44                  | \$260,360.32           |
|             | CHUBB INDEMNITY INSURANCE COMPANY         | 4,550               | \$515,778,122.21       |
|             | CHUBB INSURANCE AUSTRALIA LIMITED         | 6                   | \$223,981.75           |
|             | CHUBB INSURANCE COMPANY LIMITED           | 4                   | \$10,686.35            |
|             | CHUBB INSURANCE COMPANY OF CANADA         | 6                   | \$173,352.78           |
|             | CHUBB INSURANCE COMPANY OF NEW JERSEY     | 3,792               | \$69,278,561.62        |
|             | CHUBB NATIONAL INSURANCE COMPANY          | 1,268               | \$50,975,438.23        |
|             | CHUBB SEGUROS BRASIL, S.A.                | 2                   | \$4,281.03             |

<sup>1</sup> We understand that this financial information includes policies that were brought in under a system that includes policies that are renewed using Blaze, but automatically at the same time includes the prior transaction involving the same policy regardless whether it uses Blaze. We are seeking a way to not include the prior policy since it results in the financial information having inflated numbers. Discovery is continuing.

| <b>YEAR</b> | <b>WRITING COMPANY</b>                     | <b>POLICY<br/>COUNT</b> | <b>WRITTEN PREMIUM</b> |
|-------------|--|-------------------------|------------------------|
|             | EXECUTIVE RISK INDEMNITY INC.              | 13                      | \$2,167,006.00         |
|             | EXECUTIVE RISK SPECIALTY INSURANCE COMPANY | 29                      | \$4,528,627.00         |
|             | FEDERAL INSURANCE COMPANY                  | 146,689                 | \$4,800,545,165.18     |
|             | GREAT NORTHERN INSURANCE COMPANY           | 31,416                  | \$868,809,231.66       |
|             | PACIFIC INDEMNITY COMPANY                  | 4,692                   | \$426,214,814.73       |
|             | VIGILANT INSURANCE COMPANY                 | 6,647                   | \$307,080,046.78       |
|             | ACE AMERICAN INSURANCE CO                  | 2,890                   | \$108,983,073.98       |
|             | ACE FIRE UNDERWRITERS INS                  | 38                      | \$1,092,991.43         |
|             | ACE PROPERTY AND CASUALTY                  | 768                     | \$106,304,729.88       |
|             | ILLINOIS UNION INSURANCE                   | 1,183                   | \$81,709,115.00        |
|             | INDEMNITY INSURANCE CO OF                  | 97                      | \$17,014,247.06        |
|             | PACIFIC EMPLOYERS INSURAN                  | 6                       | \$469,700.00           |
|             | WESTCHESTER SURPLUS LINES                  | 132                     | \$12,587,416.00        |
|             | WFIC FOR BUS.EFF.1/1/11                    | 1,010                   | \$31,266,954.00        |
| 2017        | CHUBB CUSTOM INSURANCE COMPANY             | 1,138                   | \$125,050,559.99       |
|             | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A.  | 2                       | \$12,403.95            |
|             | CHUBB EUROPEAN GROUP SE                    | 48                      | \$368,955.05           |
|             | CHUBB INDEMNITY INSURANCE COMPANY          | 6,269                   | \$581,425,852.84       |
|             | CHUBB INSURANCE AUSTRALIA LIMITED          | 3                       | \$5,554.56             |
|             | CHUBB INSURANCE COMPANY LIMITED            | 3                       | \$7,913.26             |
|             | CHUBB INSURANCE COMPANY OF CANADA          | 2                       | \$14,184.00            |
|             | CHUBB INSURANCE COMPANY OF NEW JERSEY      | 3,590                   | \$65,809,698.12        |
|             | CHUBB NATIONAL INSURANCE COMPANY           | 1,970                   | \$68,554,767.36        |
|             | CHUBB SEGUROS BRASIL, S.A.                 | 2                       | \$16,297.71            |
|             | EXECUTIVE RISK INDEMNITY INC.              | 12                      | \$2,732,882.00         |
|             | EXECUTIVE RISK SPECIALTY INSURANCE COMPANY | 11                      | \$1,102,030.00         |
|             | FEDERAL INSURANCE COMPANY                  | 155,496                 | \$5,098,833,242.24     |
|             | GREAT NORTHERN INSURANCE COMPANY           | 32,597                  | \$912,720,319.57       |
|             | PACIFIC INDEMNITY COMPANY                  | 4,930                   | \$468,474,693.69       |
|             | VIGILANT INSURANCE COMPANY                 | 6,629                   | \$324,338,205.42       |
|             | ACE AMERICAN INSURANCE CO                  | 8,243                   | \$354,885,926.81       |
|             | ACE FIRE UNDERWRITERS INS                  | 53                      | \$1,722,590.00         |
|             | ACE PROPERTY AND CASUALTY                  | 2,413                   | \$248,919,844.00       |
|             | ILLINOIS UNION INSURANCE                   | 3,444                   | \$255,341,641.00       |
|             | INDEMNITY INSURANCE CO OF                  | 281                     | \$21,351,439.00        |
|             | PACIFIC EMPLOYERS INSURAN                  | 21                      | \$869,381.00           |
|             | WESTCHESTER SURPLUS LINES                  | 476                     | \$45,285,709.00        |
|             | WFIC FOR BUS.EFF.1/1/11                    | 2,246                   | \$67,191,783.00        |
| 2018        | CHUBB CUSTOM INSURANCE COMPANY             | 731                     | \$68,563,377.16        |
|             | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A.  | 3                       | \$16,435.05            |
|             | CHUBB EUROPEAN GROUP SE                    | 26                      | \$85,623.53            |
|             | CHUBB INDEMNITY INSURANCE COMPANY          | 6,400                   | \$443,033,892.97       |
|             | CHUBB INSURANCE AUSTRALIA LIMITED          | 1                       | \$25,208.13            |
|             | CHUBB INSURANCE COMPANY LIMITED            | 1                       | \$6,135.53             |



| YEAR | WRITING COMPANY                            | POLICY<br>COUNT | WRITTEN PREMIUM    |
|------|--|-----------------|--------------------|
|      | CHUBB INSURANCE COMPANY OF CANADA          | 1               | \$6,754.00         |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY      | 3,420           | \$32,946,513.21    |
|      | CHUBB NATIONAL INSURANCE COMPANY           | 2,027           | \$66,309,955.84    |
|      | CHUBB SEGUROS BRASIL, S.A.                 | 2               | \$642.52           |
|      | EXECUTIVE RISK INDEMNITY INC.              | 8               | \$1,661,561.00     |
|      | EXECUTIVE RISK SPECIALTY INSURANCE COMPANY | 3               | \$213,165.00       |
|      | FEDERAL INSURANCE COMPANY                  | 145,259         | \$3,559,391,727.53 |
|      | GREAT NORTHERN INSURANCE COMPANY           | 31,212          | \$710,269,799.52   |
|      | PACIFIC INDEMNITY COMPANY                  | 4,488           | \$369,995,206.40   |
|      | VIGILANT INSURANCE COMPANY                 | 5,996           | \$227,639,141.37   |
|      | ACE AMERICAN INSURANCE CO                  | 6,740           | \$274,751,661.00   |
|      | ACE FIRE UNDERWRITERS INS                  | 38              | \$1,498,240.00     |
|      | ACE PROPERTY AND CASUALTY                  | 1,971           | \$191,070,156.00   |
|      | ILLINOIS UNION INSURANCE                   | 3,372           | \$240,820,970.00   |
|      | INDEMNITY INSURANCE CO OF                  | 175             | \$13,196,308.00    |
|      | PACIFIC EMPLOYERS INSURAN                  | 14              | \$51,084.00        |
|      | WESTCHESTER SURPLUS LINES                  | 602             | \$49,388,448.00    |
|      | WFIC FOR BUS.EFF.1/1/11                    | 1,273           | \$36,242,321.00    |
| 2019 | CHUBB CUSTOM INSURANCE COMPANY             | 738             | \$79,478,653.69    |
|      | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A.  | 1               | \$16,466.22        |
|      | CHUBB EUROPEAN GROUP SE                    | 16              | \$83,822.36        |
|      | CHUBB INDEMNITY INSURANCE COMPANY          | 6,105           | \$33,298,798.98    |
|      | CHUBB INSURANCE AUSTRALIA LIMITED          | 1               | \$24,383.48        |
|      | CHUBB INSURANCE COMPANY LIMITED            | 1               | \$6,005.01         |
|      | CHUBB INSURANCE COMPANY OF CANADA          | 1               | \$4,458.00         |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY      | 2,440           | \$44,839,600.86    |
|      | CHUBB NATIONAL INSURANCE COMPANY           | 2,020           | \$88,253,078.49    |
|      | CHUBB SEGUROS BRASIL, S.A.                 | 1               | \$607.07           |
|      | EXECUTIVE RISK INDEMNITY INC.              | 10              | \$2,339,425.00     |
|      | EXECUTIVE RISK SPECIALTY INSURANCE COMPANY | 3               | \$251,939.00       |
|      | FEDERAL INSURANCE COMPANY                  | 120,613         | \$4,351,674,029.57 |
|      | GREAT NORTHERN INSURANCE COMPANY           | 31,409          | \$917,988,714.52   |
|      | PACIFIC INDEMNITY COMPANY                  | 4,532           | \$446,973,851.17   |
|      | VIGILANT INSURANCE COMPANY                 | 5,929           | \$296,287,341.22   |
|      | ACE AMERICAN INSURANCE CO                  | 10,025          | \$421,279,223.00   |
|      | ACE FIRE UNDERWRITERS INS                  | 58              | \$1,963,803.00     |
|      | ACE PROPERTY AND CASUALTY                  | 2,787           | \$337,956,699.00   |
|      | ILLINOIS UNION INSURANCE                   | 4,560           | \$421,234,166.00   |
|      | INDEMNITY INSURANCE CO OF                  | 340             | \$27,030,784.00    |
|      | PACIFIC EMPLOYERS INSURAN                  | 32              | \$736,532.00       |
|      | WESTCHESTER SURPLUS LINES                  | 879             | \$93,856,583.00    |
|      | WFIC FOR BUS.EFF.1/1/11                    | 2,587           | \$107,190,473.00   |

- The Blaze Advisor component was removed from the version of CUW-IM used by the Chubb Commercial Insurance (CCI) business unit in early November 2019.

- **For TAPS:**

| YEAR | WRITING COMPANY                   | POLICY<br>COUNT | WRITTEN PREMIUM  |
|------|-----------------------------------|-----------------|------------------|
| 2016 | CHUBB INDEMNITY INSURANCE COMPANY | 207             | \$73,264,108.51  |
|      | CHUBB NATIONAL INSURANCE COMPANY  | 7               | \$561,041.00     |
|      | FEDERAL INSURANCE COMPANY         | 536             | \$143,625,269.12 |
|      | GREAT NORTHERN INSURANCE COMPANY  | 20              | \$8,309,789.00   |
|      | PACIFIC INDEMNITY COMPANY         | 79              | \$42,217,709.72  |
|      | VIGILANT INSURANCE COMPANY        | 47              | \$17,102,989.00  |
| 2017 | CHUBB INDEMNITY INSURANCE COMPANY | 239             | \$45,571,577.11  |
|      | CHUBB NATIONAL INSURANCE COMPANY  | 10              | \$1,864,828.00   |
|      | FEDERAL INSURANCE COMPANY         | 496             | \$144,179,731.68 |
|      | GREAT NORTHERN INSURANCE COMPANY  | 14              | \$5,976,054.00   |
|      | PACIFIC INDEMNITY COMPANY         | 88              | \$45,768,062.54  |
|      | VIGILANT INSURANCE COMPANY        | 34              | \$8,858,947.00   |
| 2018 | CHUBB INDEMNITY INSURANCE COMPANY | 248             | \$39,388,714.07  |
|      | CHUBB NATIONAL INSURANCE COMPANY  | 23              | \$5,073,844.00   |
|      | FEDERAL INSURANCE COMPANY         | 484             | \$123,103,492.27 |
|      | GREAT NORTHERN INSURANCE COMPANY  | 18              | \$5,192,985.00   |
|      | PACIFIC INDEMNITY COMPANY         | 78              | \$37,960,159.00  |
|      | VIGILANT INSURANCE COMPANY        | 19              | \$5,771,749.00   |
| 2019 | CHUBB INDEMNITY INSURANCE COMPANY | 135             | \$36,199,611.00  |
|      | CHUBB NATIONAL INSURANCE COMPANY  | 40              | \$2,431,048.00   |
|      | EXECUTIVE RISK INDEMNITY INC.     | 29              | \$17,004.00      |
|      | FEDERAL INSURANCE COMPANY         | 363             | \$86,991,815.49  |
|      | GREAT NORTHERN INSURANCE COMPANY  | 8               | \$2,819,686.00   |
|      | PACIFIC INDEMNITY COMPANY         | 58              | \$26,821,891.00  |
|      | VIGILANT INSURANCE COMPANY        | 19              | \$4,911,863.00   |

- The Blaze Advisor component was removed from the version of TAPS used by the Chubb Commercial Insurance (CCI) business unit in late-third quarter or early-fourth quarter in 2019.

- **For IRMA:**

| YEAR | WRITING COMPANY                           | POLICY<br>COUNT | WRITTEN PREMIUM |
|------|---|-----------------|-----------------|
| 2016 | ALBANY INSURANCE COMPANY                  | 1               | \$7,252.00      |
|      | CHUBB CUSTOM INSURANCE COMPANY            | 92              | \$615,040.00    |
|      | CHUBB DE MEXICO                           | 2               | \$19,419.68     |
|      | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A. | 4               | \$5,451.43      |
|      | CHUBB INSURANCE AUSTRALIA LIMITED         | 7               | \$33,636.74     |
|      | CHUBB INSURANCE COMPANY LIMITED           | 6               | \$3,758.22      |
|      | CHUBB INSURANCE COMPANY OF CANADA         | 1815            | \$10,045,178.53 |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY     | 253             | \$1,108,829.00  |
|      | FEDERAL INSURANCE COMPANY                 | 11876           | \$68,744,410.52 |
|      | GREAT NORTHERN INSURANCE COMPANY          | 3839            | \$17,031,473.49 |
|      | PACIFIC INDEMNITY COMPANY                 | 459             | \$3,894,125.04  |

| YEAR | WRITING COMPANY                           | POLICY COUNT | WRITTEN PREMIUM |
|------|---|--------------|-----------------|
|      | SELF-INSURED RETENTION                    | 1            | \$750.00        |
|      | VIGILANT INSURANCE COMPANY                | 714          | \$3,757,327.16  |
| 2017 | CHUBB CUSTOM INSURANCE COMPANY            | 6            | \$13,803.00     |
|      | CHUBB DE MEXICO                           | 1            | \$7,175.34      |
|      | CHUBB DE MEXICO COMPANIA DE SEGUROS, S.A. | 2            | \$4,582.26      |
|      | CHUBB EUROPEAN GROUP SE                   | 1            | \$32,575.09     |
|      | CHUBB INSURANCE AUSTRALIA LIMITED         | 2            | \$10,500.40     |
|      | CHUBB INSURANCE COMPANY LIMITED           | 4            | \$15,067.52     |
|      | CHUBB INSURANCE COMPANY OF CANADA         | 1863         | \$10,196,153.18 |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY     | 248          | \$889,740.00    |
|      | FEDERAL INSURANCE COMPANY                 | 11534        | \$66,294,342.58 |
|      | GREAT NORTHERN INSURANCE COMPANY          | 3723         | \$16,015,552.22 |
|      | PACIFIC INDEMNITY COMPANY                 | 420          | \$2,860,462.66  |
|      | VIGILANT INSURANCE COMPANY                | 684          | \$3,348,817.42  |
| 2018 | CHUBB CUSTOM INSURANCE COMPANY            | 2            | \$4,782.00      |
|      | CHUBB INSURANCE COMPANY OF CANADA         | 1831         | \$11,668,247.00 |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY     | 217          | \$966,870.00    |
|      | FEDERAL INSURANCE COMPANY                 | 10318        | \$59,180,523.71 |
|      | GREAT NORTHERN INSURANCE COMPANY          | 3444         | \$15,149,787.68 |
|      | PACIFIC INDEMNITY COMPANY                 | 388          | \$2,586,049.98  |
|      | VIGILANT INSURANCE COMPANY                | 644          | \$3,085,724.04  |
| 2019 | CHUBB INSURANCE COMPANY OF CANADA         | 241          | \$4,104,241.34  |
|      | CHUBB INSURANCE COMPANY OF NEW JERSEY     | 122          | \$728,557.00    |
|      | FEDERAL INSURANCE COMPANY                 | 7099         | \$45,985,294.89 |
|      | GREAT NORTHERN INSURANCE COMPANY          | 2434         | \$10,741,052.59 |
|      | PACIFIC INDEMNITY COMPANY                 | 280          | \$1,895,169.55  |
|      | VIGILANT INSURANCE COMPANY                | 457          | \$1,572,790.83  |

- The Blaze Advisor component was removed from the version of IRMA used by the Chubb Commercial Insurance (CCI) business unit in either the summer or early fall of 2019.
- ERCIS Claims is a claims system (not a policy system), and therefore, there is no gross written premium or policy count associated with the application.
- For the Surety business unit for the years identified below (post-merger), the following application does not use Blaze Advisor software: Cornerstone. However, as ordered by the Court, below are the approximate gross written premiums, policy counts, and identification of the insurance writing company that issued insurance policies that used Cornerstone:

| Year/Writing Company    | Policy Count  | Gross Written Premium |
|-------------------------|---------------|-----------------------|
| <b>2016</b>             | <b>324291</b> | <b>\$237,436,826</b>  |
| Chubb Ins Co of Canada  | 13961         | \$7,408,108           |
| Federal Ins Co - Canada | 10            | \$0                   |
| Federal Insurance Co    | 285113        | \$220,608,093         |

| <b>Year/Writing Company</b> | <b>Policy Count</b> | <b>Gross Written Premium</b> |
|-----------------------------|---------------------|------------------------------|
| Great Northern Insurance Co | 18                  | \$0                          |
| Pacific Indemnity Co        | 7427                | \$5,000,954                  |
| Vigilant Insurance Co       | 17762               | \$4,419,671                  |
| <b>2017</b>                 | <b>318828</b>       | <b>\$259,641,111</b>         |
| Chubb Ins Co of Canada      | 13966               | \$11,328,070                 |
| Federal Insurance Co        | 280763              | \$235,297,734                |
| Great Northern Insurance Co | 20                  | \$670                        |
| Pacific Indemnity Co        | 7309                | \$9,784,435                  |
| Vigilant Insurance Co       | 16770               | \$3,230,203                  |
| <b>2018</b>                 | <b>303229</b>       | <b>\$137,058,165</b>         |
| Chubb Ins Co of Canada      | 21276               | \$14,657,186                 |
| Federal Insurance Co        | 261448              | \$116,145,727                |
| Great Northern Insurance Co | 37                  | \$1,205                      |
| Pacific Indemnity Co        | 6540                | \$4,497,351                  |
| Vigilant Insurance Co       | 13928               | \$1,756,697                  |
| <b>2019</b>                 | <b>88360</b>        | <b>\$-6,469</b>              |
| Federal Insurance Co        | 82075               | \$-6,469                     |
| Great Northern Insurance Co | 11                  | 0                            |
| Pacific Indemnity Co        | 1601                | 0                            |
| Vigilant Insurance Co       | 4673                | 0                            |
| <b>2020</b>                 | <b>8002</b>         | <b>0</b>                     |
| Federal Insurance Co.       | 7323                | 0                            |
| Pacific Indemnity Co.       | 112                 | 0                            |
| Vigilant Insurance Co.      | 567                 | 0                            |

Dated: June 15, 2020

/s/ Terrence J. Fleming

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*Attorneys for Federal Insurance Company and  
ACE American Insurance Company*

**VERIFICATION**

Malcolm Irving states under oath that he is in Financial Lines IT; that he is authorized to respond to Plaintiff's Interrogatory No. 17 on behalf of Federal Insurance Company as it relates to the Financial Lines Unit; that he has relied on directors, employees, agents, and attorneys to provide information used in formulating the answer to the above interrogatory; and that the answer is true and correct to the best of his knowledge.

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Malcolm Irving

Subscribed and sworn to before me  
this \_\_\_\_\_ day of June, 2020.

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Notary Public

**VERIFICATION**

C. Chase McCarthy states under oath that he is IT Lead, North America Commercial Middle Market/Chief Architect, Personal Risk Services; that he is authorized to respond to Plaintiff's Interrogatory No. 17 on behalf of Federal Insurance Company as it relates to the Chubb Commercial Insurance (CCI) business unit; that he has relied on directors, employees, agents, and attorneys to provide information used in formulating the answer to the above interrogatory; and that the answer is true and correct to the best of his knowledge.

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C. Chase McCarthy

Subscribed and sworn to before me  
this \_\_\_\_\_ day of June, 2020.

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Notary Public

**VERIFICATION**

Tracie D. Jerd states under oath that she is the Program Manager for Enterprise Content Management, WorkflowBPM and Sunset Applications for Chubb North America; that she is authorized to respond to Plaintiff's Interrogatory No. 17 on behalf of Federal Insurance Company as it relates to Premium Booking and Cornerstone; that she has relied on directors, employees, agents, and attorneys to provide information used in formulating the answer to the above interrogatory; and that the answer is true and correct to the best of her knowledge.

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Tracie D. Jerd

Subscribed and sworn to before me  
this \_\_\_\_ day of June, 2020.

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Notary Public